IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 22ND JANUARY 2007 / 2ND MAGHA 1928

WP(C).No. 32246 of 2005(L)

PETITIONER:

R.SASIKUTTAN KANI, KIZHAKKUMKARA VEEDU,
CHANNAVILA, KALLAR (PO), VITHURA, TRIVANDRUM
DISTRICT, (CONVENER, BENEFICIARY COMMITTEE,
SGRY WORKS, VALAYARA CHARUVILA ROAD,
VITHURA PANCHAYATH).

BY ADV. SRI.NAGARAJ NARAYANAN
SRI.SAIJO HASSAN
SRI.A.S.SABU
SRI.VIMAL KUMAR.A.V.
SRI.A.G.GIRISH KUMAR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE
CHIEF SECRETARY TO GOVERNMENT,
GOVERNMENT SECRETARIAT, TRIVANDRUM.

2. DISTRICT COLLECTOR, COLLECTORATE,
TRIVANDRUM.

3. BLOCK DEVELOPMENT OFFICER,
VELLANAD, VELLANAD (PO), TRIVANDRUM DISTRICT.

4. PROJECT OFFICER, DRDA, TRIVANDRUM.

BY GOVERNMENT PLEADER SMT.SMITHA SUKUMARAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Petitioner's Exhibits

Ext.P1: True copy of the order issued by the 2nd respondent dated 31-12-2002

Ext.P2: True copy of the agreement executed between the petitioner and the 3rd respondent dated 7-2-2003

Ext.P3: True copy of the lawyer notice sent to the 3rd respondent dated 29-4-2005

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K.BALAKRISHNAN NAIR,J.

WP(C)NO.32246 OF 2005-L

Judgment

The petitioner has approached this Court, seeking the following relief :

"issue a writ of mandamus or any other appropriate writ, direction or order, directing respondents 1 to 3 to immediately disburse the balance amount of Rs.1.58 lakhs with interest from the date of approval of the bill to the petitioner in respect of the improvement of Valayara-Charuvila Road under the SGR scheme within a time frame to be fixed by this Honourable Court."

Pursuant to the interim order of this Court dated 02.08.2006, the amount admittedly due to the petitioner, which is Rs.87,324/- has already been released. In view of the said position, the Writ Petition is closed without prejudice to the contentions of the petitioner and his right to move the Civil Court, if he feels that further amounts are due to him from the respondents. His claim for interest is kept open.

22.01.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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